

JEFFREY ALLEN THOMAS, )  
)  
Petitioner, )  
)  
v. ) 1:15cv19  
)  
)  
FRANK L. PERRY, )  
)  
Respondent. )

The Recommendation of the United States Magistrate Judge was filed with the court in accordance with 28 U.S.C. § 636(b) and, on March 2, 2016, was served on the parties in this action. (ECF Nos. 13, 14.) Petitioner objected to the Recommendation. (ECF No. 15.)

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how this act unduly prejudiced him. “Unsupported, conclusory allegations do not entitle a habeas petitioner to an evidentiary hearing.” *Nickerson v. Lee*, 971 F.2d 1125, 1136 (1992). The court therefore adopts the Magistrate Judge’s recommendation.

IT IS THEREFORE ORDERED that Respondent’s motion for summary judgment (ECF No. 8) is GRANTED, and that the Petition (ECF No. 1) is DISMISSED. A judgment dismissing this action will be entered contemporaneously with this Order. Finding no substantial issue for appeal concerning the denial of a constitutional right affecting the conviction, nor a debatable procedural ruling, a certificate of appealability is not issued.

This, the 31<sup>st</sup> day of March, 2016.

/s/ Loretta C. Biggs  
United States District Judge